Document No. 4427
Adopted at Meeting of 3/39/84

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, a public body politic and corporate, duly organized and existing pursuant to the provisions of Chapter 121B of the Massachusetts General Laws, and in pursuance of its powers as set out in said Chapter 121B and every other power thereunto enabling, determined that the area or areas known and referred to as the Kittredge Square Urban Renewal Area, Mass. R-167, within the City of Boston, said area being now particularly described in ANNEX A attached hereto and made a part hereof, constitutes a substandard and/or decadent area, and has caused a notice of such determination to be published in the City Record of the City of Boston and thirty (30) day have expired since such publication; and

WHEREAS, the said Redevelopment Authority has proposed and adopted an Urban Renewal Plan for the said Kittredge Square Urban Renewal Area, Mass. R-167; and

WHEREAS, the said Redevelopment Authority has determined that the taking in fee simple by eminent domain of certain land in Boston which land is hereinafter described in ANNEX A attached hereto and made a part hereof, is necessary and reasonably required to carry out the purposes of Chapter 121B of the Massachusetts General Laws and the Kittredge Square Urban Renewal Area, Mass. R-167; and

WHEREAS, the said Redevelopment Authority has complied with all other applicable requirements and provisions of law in this undertaking.

NOW, THEREFORE, BE IT ORDERED that the said Redevelopment Authority, acting under the provisions of Chapters 121B and 79 and 79A of the Massachusetts General Laws and all other authority thereunto enabling, and of any and every power and authority to it, granted or implied hereby takes for itself in fee simple by eminent domain for the purposes hereinbefore set forth, the area or areas located in the City of Boston as hereinafter described in ANNEX A including all parcels of land therein, together with any and all easements and rights appurtenant thereto, including the trees, buildings, and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto, and except such parcels, easements or areas as are expressly excluded, said area or areas and the exceptions therefrom being bounded and described in ANNEX A attached hereto and made a part hereof as though incorporated herein in full .

AND FURTHER ORDERED, awards are made by the said Redevelopment Authority for damages sustained by the owner or owners and all other persons including all mortgagees of record having any and all interest in each parcel of the areas described in ANNEX A and entitled to any damages by reason of the taking hereby made. The said Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said

property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B which ANNEX B is not to be recorded in the Registry of Deeds with this Order of Taking.

AND FUTHER ORDERED that the Secretary of the said Redevelopment Authority cause this instrument of Taking to be recorded in the Office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the said Redevelopment Authority have caused the corporate seal of the said Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED:

BOSTON REDEVELOPMENT AUTHORITY

By:

ATTEST:

Secretary of Boston Redevelopment Authority

Approved as to Form:

Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

KITTREDGE SQUARE URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is to be taken by this Order of Taking:

Boston Redevelopment Authority Disposition Parcel 34A, containing approximately 3,102.79 square feet of land, as shown on a plan entitled, "Plan of Land in Boston, Disposition Parcel Nos. 34A and 34B of Kittredge Square Urban Renewal Area, Project No. Mass. R-167, dated January 10, 1984", prepared by Green International Affiliates, Inc., Boston, Mass., which Plan is recorded herewith.

Owner or owners of this parcel unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

KITTREDGE SQUARE URBAN RENEWAL AREA

AWARD OF DAMAGES

No award is made with this Order of Taking.